

220 CMR 250.00: TRANSPORTATION DIVISION PRACTICE

Section

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250.01: Presiding Officer

The Director, Assistant Director, or hearings officers of the Transportation Division, or any other employee of the Transportation Division, designated by the Chairman of the Commission or the Director may preside at any hearing. The presiding officer shall administer oaths and affirmations, issue subpoenas, and make all decisions regarding the admission or exclusion of evidence or any other procedural matter which may arise in the course of the hearing. Any ruling of such employee may be appealed to the Director or, in his absence, the Assistant Director.

250.02: Filing

All pleadings, documents, or papers relating to matters requiring action by the Transportation Division shall be filed with the Transportation Division, 12th Floor, State Office Building, 100 Cambridge Street, Boston, Massachusetts 02202.

250.03: Calendar

The Transportation Division shall maintain a hearing list, and, so far as practicable, matters shall be heard in the order in which they have been initiated.

250.04: Place of Transportation Division Hearings

Hearings of the Transportation Division shall be held at the offices of the Department, except as provided in M.G.L. c. 159B, § 3.

250.05: Mailing List

The Transportation Division shall maintain a mailing list of all persons who request notice of hearings, which may be revised from time to time by the Division, and notice of each hearing shall be mailed to each person on the mailing list by the Department.

250.06: Appeals from Decisions of the Transportation Division

Any party in interest aggrieved by any order of the Director of the Transportation Division shall have a right of appeal to the Commission. Such appeal shall be claimed by filing with the Secretary of the Commission, and with the Director of the Transportation Division, a written claim of appeal within 20 days from the date of the order appealed from, which claim of appeal shall specifically set forth the grounds upon which the appellant claims to be aggrieved by the order of the Director. A copy of the claim shall be served by the appellant on each person who appeared at the hearing before the Transportation Division. Such appeal shall be heard on the evidence introduced at the hearing before the Transportation Division. No new evidence will be received at the hearing on appeal. An appeal shall not operate as a stay of the order of the Director, except in cases involving suspension or revocation of operating rights.

REGULATORY AUTHORITY

220 CMR 250.00: M.G.L. c. 159B.